

THE HONORABLE JAMES L. ROBART

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

| | | |
|---------------------------|---|--------------------------------------|
| UNITED STATES OF AMERICA, |) | |
| |) | Case No. 2:12-cv-01282-JLR |
| Plaintiff, |) | |
| |) | PARTIES' JOINT STIPULATED |
| v. |) | MOTION TO CONVERT TEMPORARY |
| |) | RESTRAINING ORDER TO |
| CITY OF SEATTLE, |) | PRELIMINARY INJUNCTION AND TO |
| |) | INCORPORATE FUTURE BRIEFING |
| Defendant. |) | INTO CONSENT DECREE REVIEW |
| |) | PROCESS |
| |) | |
| |) | NOTE ON MOTION CALENDAR: |
| |) | October 1, 2020 |

The City of Seattle and the United States ("Parties") hereby jointly move to convert the Court's temporary restraining order regarding the City's Crowd Control Weapons ("CCW") Ordinance (Dkt. 630) into a preliminary injunction in order to facilitate review under the process set forth in paragraphs 177 to 181 of the Consent Decree ("Policy Review Process"). The Parties further stipulate that the preliminary injunction shall expire only by Court order (either after demonstration

**PARTIES' JOINT STIPULATED MOTION TO CONVERT
TEMPORARY RESTRAINING ORDER TO PRELIMINARY
INJUNCTION AND TO INCORPORATE FUTURE BRIEFING
INTO CONSENT DECREE REVIEW PROCESS - 1**
(12-CV-01282-JLR)

Peter S. Holmes
Seattle City Attorney
701 Fifth Avenue, Suite 2050
Seattle, WA 98104
(206) 684-8200

that the Policy Review Process has taken place or has been rendered moot) or by joint motion of the Parties recommending that the preliminary injunction be terminated and approval by the Court.

In light of this stipulation, the parties further request that the deadline for the Parties' response to the filings of the Accountability Partners (required by July 22, 2020 Order (Dkt. 626)) be stricken and such briefing instead be incorporated into the same Policy Review Process and its related briefings. The Parties believe that briefing in advance of that time would be premature and may be rendered moot.

Respectfully submitted,

DATED this 1st day of October, 2020.

For the CITY OF SEATTLE

PETER S. HOLMES
Seattle City Attorney

s/ Kerala T. Cowart
Kerala T. Cowart, WSBA #53649
Assistant City Attorney
Seattle City Attorney's Office
701 Fifth Avenue, Suite 2050
Phone: (206) 733-9001
Fax: (206) 684-8284
Email: kerala.cowart@seattle.gov

For the UNITED STATES OF AMERICA

BRIAN T. MORAN
United States Attorney for the
Western District of Washington

s/ Christina Fogg
Christina Fogg
Assistant United States Attorney
United States Attorney's Office
Western District of Washington
700 Stewart Street, Suite 5220
Seattle, Washington 98101-1271
Phone: (206) 553-7970
Email: Christina.Fogg@usdoj.gov

**PARTIES' JOINT STIPULATED MOTION TO CONVERT
TEMPORARY RESTRAINING ORDER TO PRELIMINARY
INJUNCTION AND TO INCORPORATE FUTURE BRIEFING
INTO CONSENT DECREE REVIEW PROCESS - 2**
(12-CV-01282-JLR)

Peter S. Holmes
Seattle City Attorney
701 Fifth Avenue, Suite 2050
Seattle, WA 98104
(206) 684-8200

CERTIFICATE OF SERVICE

I hereby certify that on October 1, 2020, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

| | |
|----------------------|--|
| Brian T. Moran | bmoran@usdoj.gov |
| Christina Fogg | Christina.Fogg@usdoj.gov |
| Matt Waldrop | james.waldrop@usdoj.gov |
| Kerry Jane Keefe | kerry.keefe@usdoj.gov |
| Peter Samuel Holmes | peter.holmes@seattle.gov |
| Jeff Murray | jeff.murray@usdoj.gov |
| Ronald R. Ward | Ron@wardsmithlaw.com |
| Timothy D. Mygatt | timothy.mygatt@usdoj.gov |
| Hillary H. McClure | hillarym@vjmlaw.com |
| David A. Perez | dperez@perkinscoie.com |
| Anna Thompson | annathompson@perkinscoie.com |
| Kristina M. Detwiler | kdetwiler@unionattorneysnw.com |
| Merrick Bobb | mbobb@pacbell.net |
| Bruce E.H. Johnson | brucejohnson@dwt.com |
| Eric M. Stahl | ericstahl@dwt.com |

DATED this 1st day of October, 2020, at Seattle, King County, Washington.

s/ Kerala T. Cowart
Kerala T. Cowart, WSBA #53649
Assistant City Attorney
E-mail: kerala.cowart@seattle.gov

**PARTIES' JOINT STIPULATED MOTION TO CONVERT
TEMPORARY RESTRAINING ORDER TO PRELIMINARY
INJUNCTION AND TO INCORPORATE FUTURE BRIEFING
INTO CONSENT DECREE REVIEW PROCESS - 3**
(12-CV-01282-JLR)

Peter S. Holmes
Seattle City Attorney
701 Fifth Avenue, Suite 2050
Seattle, WA 98104
(206) 684-8200